

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

JUAN CARLOS LEON-HERRERA,

Plaintiff,

vs.

BAR-S FOODS CO. D/B/A SIGMA-FOODS  
AND JORGE ZUNIGA ISAIS D/B/A  
RVJ TRANSPORT,

Defendants.

NO. 2:24-CV-00153-MIS-GJF

**DEFENDANT JORGE ZUNIGA ISAIS D/B/A RVJ TRANSPORT’S UNOPPOSED  
MOTION TO EXTEND THE DEADLINE TO FILE A MOTION TO COMPEL**

COMES NOW Defendant, Jorge Zuniga Isais d/b/a RVJ Transport (hereinafter “RVJ” or “Defendant”), by and through his attorneys, Jones, Skelton & Hochuli, P.L.C. (Raúl P. Sedillo and Sky Willard), and hereby move this Court for an order extending the deadline for filing Defendant’s Motion to Compel Plaintiff’s Discovery Responses and Answers. As grounds therefore, Defendants state as follows:<sup>1</sup>

1. Pursuant to D.N.M.LR-Civ. 26.6, Defendant’s deadline to file a Motion to Compel addressing Plaintiff’s objections, answers, and responses to Defendant’s First Set of Interrogatories and Requests for Production terminates on November 14, 2024.

2. D.N.M. LR-Civ. 26.6 provides that “[f]or good cause, the Court may, *sua sponte* or on motion by a party, change the twenty-one (21) day period” for a party to proceed under D.N.M.LR-Civ 37.1.

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<sup>1</sup> Pursuant to D.N.M.LR-Civ. 7.1(a) counsel for Plaintiff was contacted on November 13, 2024, and Plaintiff does not oppose the relief requested in this Motion.

3. Counsel conferred in good faith on November 12, 2024, regarding extending the Defendant's deadline for filing a Motion to Compel in an effort to resolve the discovery dispute absent Court intervention. Plaintiff stipulated to serving amended discovery responses and potentially removing Plaintiff's objections by December 5, 2024. Plaintiff agreed to extend Defendant's deadline to file a Motion to Compel, if still needed, to December 9, 2024.

4. This extension will not impact other deadlines or prejudice Plaintiff.

WHEREFORE, Defendant respectfully requests that the Court enter an Order extending Defendant's deadline to file a Motion to Compel to December 9, 2024, and for such other and further relief as the Court deems just and proper.

Respectfully submitted,

By: /s/ Sky Willard

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*Attorneys for Defendants*

### CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of November, 2024, I filed the foregoing electronically through the CM/ECF system, which caused the parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

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